McDermott Will&Emery

AUG 0 2 2004

OFFICIAL

Boston Brussels Chicago Dusseldorf London Los Angeles Miami Milan Munich New York Orange County Rome San Diego Silicon Valley Washington, D.C.

FACSIMILE.

Date:

August 2, 2004

Time Sent:

To:	Company:	Facsimile No:	Telephone No:
Examiner Vanessa Ford	USPTO Art Unit 1645	(703) 872-9306 HOM	(571) 272-0857
Examiner Vanessa Ford	USPTO Art Unit 1645	(571) 273-0857	(571) 272-0857
From:	Marc E. Brown	Direct Phone:	(310) 788-1569
E-Mail:	meb@mwe.com		
Sent By:	Jessica Brown	Direct Phone:	(310) 284-6173
Client/Maπer/Tkpr:	38586-329-6806	Original to Follow by Mail: Ye	
		Number of Puges, Including Cover: 49	

Message: Please see Supplemental Response to Office Action and Information Disclosure Statement, with the non-patent prior art references. These are being faxed to the examiner and the Art Unit on this date.

We are also mailing the full submission, with the patent references that are not included with this fax.

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone and return the original message to us at the below address by mail. Thank you.

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL JESSICA BROWN AT (310) 284-6173 AS SOON AS POSSIBLE.

Main Facsimile: 310.277.4730

Facsimile Operator: 310,788,4170

2049 Century Park East

U.S. practice conducted through McDermott Will & Emery LLP.

34th Floor

Los Angeles, California 90067-3208

Telephone: 310.277.4110

ECEIVED JENTRAL FAX CENTER

08-02-04 06:38pm From-McDERMOTT WILL & EMERY LLP AUG 4 2 2004

T-780 P.02

F-531

Docket No.: 38586-329

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Customer Number: 33401

Ting, Kang

Confirmation Number: 9486

Serial No.: 09/412,297

Group Art Unit: 1645

Filed: October 5, 1999

Examiner: Ford, Vanessa L

For: NELL-1 ENHANCED BONE MINERALIZATION

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that on sometimes which is the date I am signing this certificate, I am transmitting this summary via facsimile to Art Unit 1645 at (703) 872-9306, known to me to be the facsimile number of Art Unit 1645 and to Examiner Ford at (571) 273-0857, the facsimile number of Examiner Vanessa L. Ford A copy of the confirmation being kept for recordkeeping purposes

Jessica Bro

SUPPLEMENTAL RESPONSE TO OFFICE ACTION MAILED MARCH 4, 2004

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Examiner:

INTRODUCTORY COMMENTS

This paper is responsive to Examiner's Final Office Action dated March 4, 2004, the Examiner's Interview of June 23, 2004 (Summary of Interview, previously submitted on June 24, 2004), and telephonic conference with Examiner Ford on July 21, 2004, and is being filed pursuant to the request of the Examiner.